

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

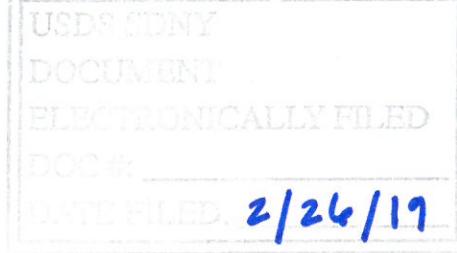
GEMINI INSURANCE COMPANY,

Plaintiff,

-v-

ACELLA PHARMACEUTICALS, LLC, *et al.*,

Defendants.



No. 18-cv-4378 (RJS)  
ORDER

RICHARD J. SULLIVAN, Circuit Judge:

The Court is in receipt of a letter from Defendants informing the Court that the parties have reached a settlement. (Doc. No. 52.) Accordingly, IT IS HEREBY ORDERED THAT this case is dismissed with prejudice but without costs. IT IS FURTHER ORDERED THAT the Court retains jurisdiction to enforce the settlement agreement and resolve the open *sua sponte* motion to dismiss this case for lack of proper venue. *See Kokkonen v. Guardian Life Ins. Co. of Am.*, 511 U.S. 375, 381 (1994). However, within thirty days of the date of this Order, any party may send a letter requesting to restore this action to the docket with an explanation for the request. The Clerk of the Court is respectfully directed to close this case.

SO ORDERED.

Dated: February 26, 2019  
New York, New York



RICHARD J. SULLIVAN  
UNITED STATES CIRCUIT JUDGE  
Sitting by Designation